

ENTERED

July 01, 2021

Nathan Ochsner, Clerk

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF TEXAS
CORPUS CHRISTI DIVISION

DAVID JAMES,

Petitioner,

VS.

LORIE DAVIS,

Respondent.

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CIVIL ACTION NO. 2:20-CV-198

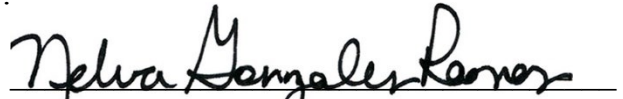
ORDER ADOPTING MEMORANDUM AND RECOMMENDATION

On May 20, 2021, United States Magistrate Judge Julie K. Hampton issued her “Memorandum and Recommendation” (D.E. 34), recommending that the Court deny “Petitioner's Response to Judge's ‘Order Adopting Memoranda and Recommendations and Affirming Denial of Jury Trial’ and His Request for Reconsideration of Relief of Writ” (D.E. 33), construed as a request for relief under Federal Rule of Civil Procedure 60(b). The parties were provided proper notice of, and opportunity to object to, the Magistrate Judge’s Memorandum and Recommendation. FED. R. CIV. P. 72(b); 28 U.S.C. § 636(b)(1); General Order No. 2002-13. No objections have been timely filed.

When no timely objection to a magistrate judge’s memorandum and recommendation is filed, the district court need only satisfy itself that there is no clear error on the face of the record and accept the magistrate judge’s memorandum and recommendation. *Guillory v. PPG Industries, Inc.*, 434 F.3d 303, 308 (5th Cir. 2005) (citing *Douglass v. United Services Auto Ass’n*, 79 F.3d 1415, 1420 (5th Cir. 1996)).

Having reviewed the findings of fact and conclusions of law set forth in the Magistrate Judge's Memorandum and Recommendation (D.E. 34), and all other relevant documents in the record, and finding no clear error, the Court **ADOPTS** as its own the findings and conclusions of the Magistrate Judge. Accordingly, the "Petitioner's Response to Judge's 'Order Adopting Memoranda and Recommendations and Affirming Denial of Jury Trial' and His Request for Reconsideration of Relief of Writ" (D.E. 33) is **DENIED**.

ORDERED this 1st day of July, 2021.


NELVA GONZALES RAMOS
UNITED STATES DISTRICT JUDGE